

**APPLICATION FOR PERMISSION TO CHANGE POINT OF
DIVERSION, MANNER OF USE AND PLACE OF USE OF THE
PUBLIC WATERS OF THE STATE OF NEVADA
HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office APR 09 1999

Returned to applicant for correction _____

Corrected application filed _____

Map filed APR 09 1999

The applicant **Garrett Van Diest, Inc.**, hereby makes application for permission to change the Point of Diversion and Place of Use of a portion of water heretofore appropriated under Permit No. 62127

1. The source of water is **Underground**
2. The amount of water to be changed **650.68 AFA, 162.67 Ac.**
3. The water to be used for **Irrigation**
4. The water heretofore permitted for **Irrigation**
5. The water is to be diverted at the following point in the SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 8, T.33N., R.38E., M.D.B.&M., or at a point from which the West $\frac{1}{4}$ corner of said Section 8 bears S. 71° 37' W. a distance of 63 feet.
6. The existing permitted point of diversion is located within in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 8, T.33N., R.38E., M.D.B.&M. or at a point from which the S $\frac{1}{4}$ corner of said Section 8 bears S. 03° 40' W. a distance of 1240 feet.
7. Proposed place of use in Section 8, T.33N., R.38E., M.D.B.&M. NW $\frac{1}{4}$ NW $\frac{1}{4}$ (37.7 Ac.), NE $\frac{1}{4}$ NW $\frac{1}{4}$ (39.1 Ac.), SW $\frac{1}{4}$ NW $\frac{1}{4}$ (38.9 Ac.), SE $\frac{1}{4}$ NW $\frac{1}{4}$ (28.6 Ac.), NW $\frac{1}{4}$ NE $\frac{1}{4}$ (18.37 Ac.) Total of 162.67 Ac.
8. Existing place of use in Section 8, T.33N., R.38E., M.D.B.&M. NW $\frac{1}{4}$ NW $\frac{1}{4}$ (37.7 Ac.), SW $\frac{1}{4}$ NW $\frac{1}{4}$ (38.9 Ac.), NW $\frac{1}{4}$ SW $\frac{1}{4}$ (38.5 Ac.) SW $\frac{1}{4}$ SW $\frac{1}{4}$ (36.9 ac.), SE $\frac{1}{4}$ SW $\frac{1}{4}$ (10.67 Ac.), Total 162.67 Ac.
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works well, pipe lines, ditches
12. Estimated cost of works **\$50,000.**
13. Estimated time required to construct works **3 years**
14. Estimated time required to complete the application of water to beneficial use **5 years**
15. Remarks:

By **Ernest E. Muller, Sr. SWRS 702**
s/Ernest E. Muller
750 W. Pueblo St.
Reno, NV., 89509

Compared my/bk dl/bk

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 62127 is issued subject to the terms and conditions imposed in said Permit 62127 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.899 cubic feet per second, but not to exceed 650.68 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before:

February 18, 2000

Proof of completion of work shall be filed before:

March 18, 2000

Water must be placed to beneficial use on or before:

February 18, 2001

Proof of the application of water to beneficial use shall be filed on or before:

March 18, 2001

Map in support of proof of beneficial use shall be filed on or before:

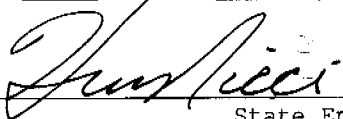
March 18, 2001

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 29th day of October, A.D. 1999



State Engineer

by Hugh Ricci, P.E., Deputy State Engineer

Completion of work filed MAR 28 2000

Proof of beneficial use filed MAY 15 2001

Cultural map filed MAY 15 2001

Certificate No. 16001 Issued JAN 17 2002

Abrogated By Per. 65720 00926